

**2005 DRAFTING REQUEST**

**Bill**

Received: **09/27/2004**

Received By: **rryan**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Jablonsky**

This file may be shown to any legislator: **NO**

Drafter: **rryan**

May Contact:

Addl. Drafters: **dkennedy**

Subject: **Health - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to: **robin.ryan@legis.state.wi.us**

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**Pre Topic:**

DOA:.....Jablonsky, BB0031 -

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**Topic:**

Transfer Bureau of Health Information

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**Instructions:**

See Attached

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?							
/1	rryan 10/05/2004	wjackson 10/26/2004	pgreensl 10/28/2004	_____	lnorthro 10/28/2004		
/2	dkennedy 12/01/2004	wjackson 12/01/2004	pgreensl 12/02/2004	_____	mbarman 12/02/2004		
/3	rryan 01/25/2005	wjackson 01/25/2005	chaugen 01/26/2005	_____	mbarman 01/26/2005		

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/4	dkennedy 02/03/2005	wjackson 02/03/2005	pgreensl 02/03/2005	_____	lemery 02/03/2005		

FE Sent For:

<END>

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/3	rryan 01/25/2005	wjackson 01/25/2005	chaugen 01/26/2005	<u>2/3</u>	mbarman 01/26/2005		

FE Sent For:

1/4 WLJ 2/3

2/3  
P8

**<END>**

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/2	dkennedy 12/01/2004	wjackson 12/01/2004	pgreensl 12/02/2004	_____	mbarman 12/02/2004		

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*13 WLJ 1/25 Ch 1-26 JK 1-26*  
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Addl. Drafters: **dkennedy**

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/1	rryan 10/05/2004 dkennedy	wjackson 10/26/2004 12 WJ 12/1	pgreensl 10/28/2004 12/1 P8	12/1 P8	Inorthro 10/28/2004		

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Addl. Drafters:

Subject: **Health - miscellaneous**

Extra Copies: **DAK**

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/?	rryan	11 WJ 10/26	10/ bl p8	10/ p8			

FE Sent For:

<END>

## **2003-05 Budget Bill Statutory Language Drafting Request**

- Topic: Transfer Bureau of Health Information
- Tracking Code: (Assigned by Government Operations Team)
- SBO team: HRT
- SBO analyst: Susan Jablonsky
  - Phone: 7-9546
  - Email: sue.jablonsky@doa.state.wi.us
- Agency acronym: DHFS
- Agency number: 435



## Transfer of Bureau of Health Information and Policy

### Current Language

The Bureau of Health Information within the Division of Health Care Financing is being transferred to the Division of Public Health and renamed the Bureau of Health Information and Policy as part of an overall restructuring of the Division of Public Health.

### Proposed Change

Renumber s. 20.435(4)(hg) to s. 20.435(1)(hg), renumber 20.435(4)(hi) to 20.435(1)(hi). In addition amend s. 20.435(4)(gm) as follows:

(4)(gm) *Health services regulation and vital statistics*. The amounts in the schedule for the purposes specified in chs. ~~69 and~~ 150. All moneys received under ~~ch. 69 and~~ s. 150.13 shall be credited to this appropriation account. ~~From the fees collected under s. 50.135(2), \$334,800 in fiscal year 2003-04 and \$382,200 in fiscal year 2004-05 shall be credited to this appropriation account.~~

### Effect of the Change

The proposal will amend the appropriation structure to reflect changes in the Department's organization. In addition, the proposed amendment to s. 20.435(4)(gm) will streamline the budget, expenditure and revenue deposit procedures for revenue collected under s. 50.135.

Currently revenue collected under s. 50.135, Licensing and approval fees for inpatient health care facilities (bed fees) is deposited in two appropriations in DHFS. Revenue is deposited in s. 20.435(6)(jm), and an amount specified in statute is deposited in s. 20.435(4)(gm). With the transfer of the Bureau of Health Information, revenue collected under s. 50.135 would need to be transferred to two other divisions. Under this proposal all revenue collected under s. 50.135 would be deposited in s. 20.435(6)(jm). To the extent bed fees are appropriately expended for expenses in other divisions, the s. 20.435(kx) PR-S Interagency and intra-agency program appropriations would have budget authority for these costs.

## **Rationale for the Change**

The proposed reorganization has been submitted to the Department of Administration for review. These changes to the appropriation structure will reflect the transfer of the Bureau of Health Information to the Division of Public Health.

<b>Desired Effective Date:</b>	Upon passage.
<b>Agency:</b>	DHFS
<b>Agency Contact:</b>	Cindy Daggett
<b>Phone:</b>	266-5380

Current (1)(gm) *Licensing, review and certifying activities; fees; supplies and services.* The amounts in the schedule for the purposes specified in ss.

146.50(8) – Certification of first responders (no change)  
250.05(6) – Sanitarian fees (no change)  
252.23 – Regulation of tattooists (no change)  
252.24 – Regulation of body piercing (no change)  
252.245 – Agent status for local health departments (no change)  
254.176 – Lead hazard certification (no change)  
254.178 – Accreditation of lead training (no change)  
254.179 – Lead-free/lead-safe status of housing (no change)  
254.20(5) and (8) – Asbestos abatement certification (no change)  
254.31 to 254.39 – Radiation protection (no change)  
254.41 – Radiation monitoring of nuclear power plants (no change)  
254.47 – Recreational sanitation (no change)  
254.61 – Lodging and food protection (no change)  
254.89 [97.24(5)] and – Certification of grade A dairy (no change)  
255.08(2) – Regulation of tanning facilities (see separate change request)  
ch. 69 – Collection of statistics  
s. 250.04 – Powers and duties of the department (no change)  
146.50 (5)(f), (8)(d) – Certification of first responders (no change)  
250.04(3m) – Powers and duties of department (no change)  
250.05(6) – Powers and duties of department (no change)  
252.23(4)(a) – Regulation of tattooists (no change)  
252.24(4)(a) – Regulation of body piercing (no change)  
252.245(9) – Agent status of local public health departments (no change)  
254.176 – Lead hazard requirements (no change)  
254.178 – Accreditation of lead training (no change)  
254.181 – Lead free/lead safe status of housing (no change)  
254.20(5) and (8) – Asbestos abatement certification (no change)  
254.31 to 254.39 – Radiation protection (no change)  
254.41 – Radiation monitoring of nuclear power plants (no change)  
254.47 – Recreation sanitation permits (no change)  
254.61 to 254.89 [97.24(5)] – Lodging and food protection  
255.08(2)(b) – Regulation of tanning facilities (see separate change request)  
ch. 69 – Collection of statistics

(4)(gm) *Health services regulation and vital statistics.* The amounts in the schedule for the purposes specified in chs. 69 – Collection of statistics  
and 150 – Licensing and approval fees for inpatient health care facilities

20.435 (1)(gm) "All moneys received under  
ch. 69"

20.435 (4)(gm) Also "All moneys received under  
ch. 69"

20.433 (1)(g) & (h) moneys received under  
69.22 (1m)

Tech. correction: bill removes reference to  
ch. 69 in 20.435 (4)(gm)

correct 20.435 (1)(gm) to  
exclude fees received under  
69.22 (1m)

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-0316/1dn

RLR:.....

Wlj

Sue Jablonsky:

1. I deleted the reference in s. 153.60 (1) to "the amount in the appropriation account under s. 20.435 (1) (dg), 1997 stats.," because I assume it is obsolete. Please let me know if it is not obsolete.
2. I made a technical correction to s. 20.435 (1) (gm) to clarify that not all fee revenue under ch. 69 is deposited in the appropriation account under s. 20.435 (1) (gm) -- fee revenue under s. 69.22 (1m) is deposited in the appropriation accounts under s. 20.433 (1) (g) and (h).

Robin Ryan  
Legislative Attorney  
Phone: (608) 261-6927  
E-mail: robin.ryan@legis.state.wi.us



State of Wisconsin  
2005 – 2006 LEGISLATURE

LRB-03167

RLR:/:....  
WLj

In 10/5/04 10/28

DOA:.....Jablonsky, BB0031 – Transfer Bureau of Health Information ✓

rmk

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION ✓

D-Note

DO NOT GEN

1 AN ACT ...; relating to: appropriations concerning vital statistics and health care  
2 information.

*Analysis by the Legislative Reference Bureau*

\*

HEALTH AND <sup>HUMAN</sup> FAMILY SERVICES ✓

OTHER HEALTH AND HUMAN SERVICES ✓

This bill moves from the Division of Health Care Financing to the Division of Public Health several appropriations to DHFS related to the collection of vital statistics and the collection and analysis of health care information.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

3 SECTION 1. 20.435 (1) (gm) of the statutes is amended to read:  
4 20.435 (1) (gm) *Licensing, review and certifying activities; fees; supplies and*  
5 *services.* The amounts in the schedule for the purposes specified in ss. 146.50 (8),  
6 250.05 (6), 252.23, 252.24, 252.245, 254.176, 254.178, 254.179, 254.20 (5) and (8),

254.31 to 254.39, 254.41, 254.47, 254.61 to 254.88, and 255.08 (2) and ch. 69, for the purchase and distribution of medical supplies and to analyze and provide data under s. 250.04. All moneys received under ss. 146.50 (5) (f) and (8) (d), 250.04 (3m), 250.05 (6), 252.23 (4) (a), 252.24 (4) (a), 252.245 (9), 254.176, 254.178, 254.181, 254.20 (5) and (8), 254.31 to 254.39, 254.41, 254.47, 254.61 to 254.88, and 255.08 (2) (b) and ch. 69, other than s. 69.22 (1m), and as reimbursement for medical supplies shall be credited to this appropriation account.

**History:** 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237, 280, 293; 1999 a. 5, 9, 32, 52, 84, 103, 109, 113, 133, 185, 186; 2001 a. 16, 69, 103, 105; 2003 a. 33, 139, 186, 318, 320, 326, 327.

**SECTION 2.** 20.435 (4) (gm) of the statutes is amended to read:

20.435 (4) (gm) *Health services regulation and vital statistics*. The amounts in the schedule for the purposes specified in ~~chs. 69 and ch.~~ 150. All moneys received under ~~ch. 69 and~~ s. 150.13 shall be credited to this appropriation account. ~~From the fees collected under s. 50.135 (2), \$334,800 in fiscal year 2003-04 and \$338,200 in fiscal year 2004-05 shall be credited to this appropriation account.~~

NOTE: bud

**History:** 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237, 280, 293; 1999 a. 5, 9, 32, 52, 84, 103, 109, 113, 133, 185, 186; 2001 a. 16, 69, 103, 105; 2003 a. 33, 139, 186, 318, 320, 326, 327.

**SECTION 3.** 20.435 (4) (hg) of the statutes is renumbered 20.435 (1) (hg).

NOTE: bud

**SECTION 4.** 20.435 (4) (hi) of the statutes is renumbered 20.435 (1) (hi).

NOTE: bud

**SECTION 5.** 20.435 (6) (jm) of the statutes, as affected by 2003 Wisconsin Act 33, is amended to read:

20.435 (6) (jm) *Licensing and support services*. The amounts in the schedule for the purposes specified in ss. 48.685 (2) (am) and (b) 1., (3) (a) and (b) and (5) (a),

LPS:  
please  
proof  
edit

plain → and for the costs of inspecting, licensing or certifying <sup>Score comma</sup> and approving facilities,

49.45 (47), 50.02 (2), 50.025, 50.065 (2) (am) and (b) 1., (3) (a) and (b) and (5), 50.13, 50.135, 50.36 (2), 50.49 (2) (b), 50.495, 50.52 (2) (a), 50.57 and 50.981 and subch. IV of ch. 50 and to conduct health facilities plan and rule development activities, for accrediting nursing homes, convalescent homes and homes for the aged, to conduct capital construction and remodeling plan reviews under ss. 50.02 (2) (b) and 50.36 (2), issuing permits and providing technical assistance that are not specified under any other paragraph in this subsection. All moneys received under ss. 48.685 (8), 49.45 (47) (c), 50.02 (2), 50.025, 50.065 (8), 50.13, 50.36 (2), 50.49 (2) (b), 50.495, 50.52 (2) (a), 50.57, 50.93 (1) (c) and 50.981, all moneys received from fees for the costs of inspecting, licensing or certifying and approving facilities, issuing permits and providing technical assistance that are not specified under any other paragraph in this subsection, and all moneys received under s. 50.135 (2), less the amounts credited to the appropriation account under sub. (4) (gm), shall be credited to this appropriation account.

NOTE: NOTE: Par. (jm) is amended eff. 7-1-05 by 2003 Wis. Act 33 to read: NOTE:

(jm) *Licensing and support services.* The amounts in the schedule for the purposes specified in ss. 48.685 (2) (am) and (b) 1., (3) (a) and (b) and (5) (a), 49.45 (47), 50.02 (2), 50.025, 50.065 (2) (am) and (b) 1., (3) (a) and (b) and (5), 50.13, 50.135, 50.36 (2), 50.49 (2) (b), 50.495, 50.52 (2) (a), 50.57 and 50.981 and subch. IV of ch. 50 and to conduct health facilities plan and rule development activities, for accrediting nursing homes, convalescent homes and homes for the aged, to conduct capital construction and remodeling plan reviews under ss. 50.02 (2) (b) and 50.36 (2), and for the costs of inspecting, licensing or certifying and approving facilities, issuing permits and providing technical assistance that are not specified under any other paragraph in this subsection. All moneys received under ss. 48.685 (8), 49.45 (47) (c), 50.02 (2), 50.025, 50.065 (8), 50.13, 50.36 (2), 50.49 (2) (b), 50.495, 50.52 (2) (a), 50.57, 50.93 (1) (c) and 50.981, all moneys received from fees for the costs of inspecting, licensing or certifying and approving facilities, issuing permits and providing technical assistance that are not specified under any other paragraph in this subsection, and all moneys received under s. 50.135 (2), less the amounts credited to the appropriation account under sub. (4) (gm), shall be credited to this appropriation account.

*History:* 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237, 280, 293; 1999 a. 5, 9, 32, 52, 84, 103, 109, 113, 133, 185, 186; 2001 a. 16, 69, 103, 105; 2003 a. 33, 139, 186, 318, 320, 326, 327.

SECTION 6. 50.135 (2) (c) of the statutes is amended to read:

50.135 (2) (c) The fees collected under par. (a) shall be credited to the appropriations under s. 20.435 (4) (gm) and (6) (jm) as specified in those appropriations for licensing, review and certifying activities.

*History:* 1983 a. 27, 192; 1985 a. 29; 1987 a. 27; 1993 a. 16; 1993 a. 27 s. 257; Stats. 1993 s. 50.135; 1995 a. 27; 1997 a. 27, 35; 1999 a. 9.

SECTION 7. 153.05 (6m) of the statutes is amended to read:



1           153.05 (6m) The department may contract with the group insurance board for  
2           the provision of data collection and analysis services related to health maintenance  
3           organizations and insurance companies that provide health insurance for state  
4           employees. The department shall establish contract fees for the provision of the  
5           services. All moneys collected under this subsection shall be credited to the  
6           appropriation under s. 20.435 (4) (1) (hg).

History: 1987 a. 399; 1989 a. 18, 56; 1991 a. 250, 269; 1993 a. 16, 104, 185, 491; 1995 a. 27 ss. 4393, 9126 (19); 1997 a. 27, 231; 1999 a. 9; 2003 a. 33.

7           **SECTION 8.** 153.60 (1) of the statutes is amended to read:

8           153.60 (1) The department shall, by the first October 1 after the  
9           commencement of each fiscal year, estimate the total amount of expenditures under  
10          this chapter for the department and the board for that fiscal year for data collection,  
11          database development and maintenance, generation of data files and standard  
12          reports, orientation and training provided under s. 153.05 (9) (a) and maintaining  
13          the board. The department shall assess the estimated total amount for that fiscal  
14          year, less the estimated total amount to be received for purposes of administration  
15          of this chapter under s. 20.435 (4) (1) (hi) during the fiscal year, and the  
16          unencumbered balance of the amount received for purposes of administration of this  
17          chapter under s. 20.435 (4) (1) (hi) from the prior fiscal year ~~and the amount in the~~  
18          ~~appropriation account under s. 20.435 (1) (dg), 1997 stats., for the fiscal year,~~ to  
19          health care providers, other than hospitals and ambulatory surgery centers, who are  
20          in a class of health care providers from whom the department collects data under this  
21          chapter in a manner specified by the department by rule. The department shall  
22          obtain approval from the board for the amounts of assessments for health care  
23          providers other than hospitals and ambulatory surgery centers. The department  
24          shall work together with the department of regulation and licensing to develop a

1 mechanism for collecting assessments from health care providers other than  
2 hospitals and ambulatory surgery centers. No health care provider that is not a  
3 facility may be assessed under this subsection an amount that exceeds \$75 per fiscal  
4 year. All payments of assessments shall be credited to the appropriation under s.  
5 20.435 (4) <sup>✓</sup>(1) (hg).

History: 1987 a. 399; 1989 a. 18, 56; 1991 a. 178; 1993 a. 16; <sup>✓</sup>1997 a. 27, 231, 237; 1999 a. 9, 185, 186; 2003 a. 33.

6 **SECTION 9.** 153.60 (3) of the statutes is amended to read:

7 153.60 (3) The department shall, by the first October 1 after the  
8 commencement of each fiscal year, estimate the total amount of expenditures  
9 required for the collection, database development and maintenance and generation  
10 of public data files and standard reports for health care plans that voluntarily agree  
11 to supply health care data under s. 153.05 (6r). The department shall assess the  
12 estimated total amount for that fiscal year to health care plans in a manner specified  
13 by the department by rule and may enter into an agreement with the office of the  
14 commissioner of insurance for collection of the assessments. Each health plan that  
15 voluntarily agrees to supply this information shall pay the assessments on or before  
16 December 1. All payments of assessments shall be deposited in the appropriation  
17 under s. 20.435 (4) <sup>✓</sup>(1) (hg) and may be used solely for the purposes of s. 153.05 (6r).

History: 1987 a. 399; 1989 a. 18, 56; 1991 a. 178; 1993 a. 16; <sup>✓</sup>1997 a. 27, 231, 237; 1999 a. 9, 185, 186; 2003 a. 33.

18 **SECTION 10.** 153.65 (1) of the statutes is amended to read:

19 153.65 (1) The department may, but is not required to, provide, upon request  
20 from a person, a data compilation or a special report based on the information  
21 collected by the department. The department shall establish user fees for the  
22 provision of these compilations or reports, payable by the requester, which shall be  
23 sufficient to fund the actual necessary and direct cost of the compilation or report.

1 All moneys collected under this subsection shall be credited to the appropriation  
2 under s. 20.435 (4) <sup>✓</sup>(1) (hi).

History: 1987 a. 399; 1993 a. 16, 104; 1997 a. 27, 231; 1999 a. 9; 2003 a. 33.

3 (END)

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-0316/1dn  
RLR:wlj:pg

October 26, 2004

Sue Jablonsky:

1. I deleted the reference in s. 153.60 (1) to "the amount in the appropriation account under s. 20.435 (1) (dg), 1997 stats.," because I assume it is obsolete. Please let me know if it is not obsolete.
2. I made a technical correction to s. 20.435 (1) (gm) to clarify that not all fee revenue under ch. 69 is deposited into the appropriation account under s. 20.435 (1) (gm) -- fee revenue under s. 69.22 (1m) is deposited into the appropriation accounts under s. 20.433 (1) (g) and (h).

Robin Ryan  
Legislative Attorney  
Phone: (608) 261-6927  
E-mail: robin.ryan@legis.state.wi.us



State of Wisconsin  
2005 - 2006 LEGISLATURE

LRB-0316/12  
RLR:wlj:pg

DOA:.....Jablonsky, BB0031 - Transfer Bureau of Health Information

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

DO NOT GEN

1 AN ACT ...; relating to: appropriations concerning vital statistics and health care  
2 information.

---

*Analysis by the Legislative Reference Bureau*

**HEALTH AND HUMAN SERVICES**

**OTHER HEALTH AND HUMAN SERVICES**

This bill moves from the Division of Health Care Financing to the Division of Public Health several appropriations to DHFS related to the collection of vital statistics and the collection and analysis of health care information.

---

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

3 SECTION 1. 20.435 (1) (gm) of the statutes is amended to read:  
4 20.435 (1) (gm) *Licensing, review and certifying activities; fees; supplies and*  
5 *services.* The amounts in the schedule for the purposes specified in ss. 146.50 (8),  
6 250.05 (6), 252.23, 252.24, 252.245, 254.176, 254.178, 254.179, 254.20 (5) and (8),

1 254.31 to 254.39, 254.41, 254.47, 254.61 to 254.88, and 255.08 (2) and ch. 69, for the  
2 purchase and distribution of medical supplies and to analyze and provide data under  
3 s. 250.04. All moneys received under ss. 146.50 (5) (f) and (8) (d), 250.04 (3m), 250.05  
4 (6), 252.23 (4) (a), 252.24 (4) (a), 252.245 (9), 254.176, 254.178, 254.181, 254.20 (5)  
5 and (8), 254.31 to 254.39, 254.41, 254.47, 254.61 to 254.88, and 255.08 (2) (b) and ch.  
6 69, other than s. 69.22 (1m), and as reimbursement for medical supplies shall be  
7 credited to this appropriation account.

8 **SECTION 2.** 20.435 (4) (gm) of the statutes is amended to read:

9 20.435 (4) (gm) *Health services regulation and vital statistics*. The amounts in  
10 the schedule for the purposes specified in ~~chs. 69 and~~ ch. 150. All moneys received  
11 under ~~ch. 69 and~~ s. 150.13 shall be credited to this appropriation account. ~~From the~~  
12 ~~fees collected under s. 50.135 (2), \$334,800 in fiscal year 2003-04 and \$338,200 in~~  
13 ~~fiscal year 2004-05 shall be credited to this appropriation account.~~

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

14 **SECTION 3.** 20.435 (4) (hg) of the statutes is renumbered 20.435 (1) (hg).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

15 **SECTION 4.** 20.435 (4) (hi) of the statutes is renumbered 20.435 (1) (hi).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

16 **SECTION 5.** 20.435 (6) (jm) of the statutes, as affected by 2003 Wisconsin Act  
17 33, is amended to read:

18 20.435 (6) (jm) *Licensing and support services*. The amounts in the schedule  
19 for the purposes specified in ss. 48.685 (2) (am) and (b) 1., (3) (a) and (b), and (5) (a),  
20 49.45 (47), 50.02 (2), 50.025, 50.065 (2) (am) and (b) 1., (3) (a) and (b), and (5), 50.13,  
21 50.135, 50.36 (2), 50.49 (2) (b), 50.495, 50.52 (2) (a), 50.57, and 50.981 and subch. IV

1 of ch. 50 and to conduct health facilities plan and rule development activities, for  
2 accrediting nursing homes, convalescent homes, and homes for the aged, to conduct  
3 capital construction and remodeling plan reviews under ss. 50.02 (2) (b) and 50.36  
4 (2), for the demonstration projects under 2003 Wisconsin Act 33, section 9124 (2) (a),  
5 and for the costs of inspecting, licensing or certifying, and approving facilities,  
6 issuing permits, and providing technical assistance, that are not specified under any  
7 other paragraph in this subsection. All moneys received under ss. 48.685 (8), 49.45  
8 (47) (c), 50.02 (2), 50.025, 50.065 (8), 50.13, 50.36 (2), 50.49 (2) (b), 50.495, 50.52 (2)  
9 (a), 50.57, 50.93 (1) (c), and 50.981, all moneys received from fees for the costs of  
10 inspecting, licensing, or certifying, and approving facilities, issuing permits, and  
11 providing technical assistance, that are not specified under any other paragraph in  
12 this subsection, and all moneys received under s. 50.135 (2), ~~less the amounts~~  
13 ~~credited to the appropriation account under sub. (4) (gm)~~, shall be credited to this  
14 appropriation account.

*appropriation account*

15 **SECTION 6.** 50.135 (2) (c) of the statutes is amended to read:

16 50.135 (2) (c) The fees collected under par. (a) shall be credited to the  
17 ~~appropriations~~ under s. 20.435 (4) ~~(gm)~~ and (6) (jm) as ~~specified in those~~  
18 ~~appropriations~~ for licensing, review and certifying activities.

19 **SECTION 7.** 153.05 (6m) of the statutes is amended to read:

20 153.05 (6m) The department may contract with the group insurance board for  
21 the provision of data collection and analysis services related to health maintenance  
22 organizations and insurance companies that provide health insurance for state  
23 employees. The department shall establish contract fees for the provision of the  
24 services. All moneys collected under this subsection shall be credited to the  
25 appropriation under s. 20.435 (4) (1) (hg).

1           **SECTION 8.** 153.60 (1) of the statutes is amended to read:

2           153.60 (1) The department shall, by the first October 1 after the  
3 commencement of each fiscal year, estimate the total amount of expenditures under  
4 this chapter for the department and the board for that fiscal year for data collection,  
5 database development and maintenance, generation of data files and standard  
6 reports, orientation and training provided under s. 153.05 (9) (a) and maintaining  
7 the board. The department shall assess the estimated total amount for that fiscal  
8 year, less the estimated total amount to be received for purposes of administration  
9 of this chapter under s. 20.435 (4) (1) (hi) during the fiscal year, and the  
10 unencumbered balance of the amount received for purposes of administration of this  
11 chapter under s. 20.435 (4) (1) (hi) from the prior fiscal year ~~and the amount in the~~  
12 ~~appropriation account under s. 20.435 (1) (dg), 1997 stats., for the fiscal year, to~~  
13 health care providers, other than hospitals and ambulatory surgery centers, who are  
14 in a class of health care providers from whom the department collects data under this  
15 chapter in a manner specified by the department by rule. The department shall  
16 obtain approval from the board for the amounts of assessments for health care  
17 providers other than hospitals and ambulatory surgery centers. The department  
18 shall work together with the department of regulation and licensing to develop a  
19 mechanism for collecting assessments from health care providers other than  
20 hospitals and ambulatory surgery centers. No health care provider that is not a  
21 facility may be assessed under this subsection an amount that exceeds \$75 per fiscal  
22 year. All payments of assessments shall be credited to the appropriation under s.  
23 20.435 (4) (1) (hg).

24           **SECTION 9.** 153.60 (3) of the statutes is amended to read:



153.60 (3) The department shall, by the first October 1 after the commencement of each fiscal year, estimate the total amount of expenditures required for the collection, database development and maintenance and generation of public data files and standard reports for health care plans that voluntarily agree to supply health care data under s. 153.05 (6r). The department shall assess the estimated total amount for that fiscal year to health care plans in a manner specified by the department by rule and may enter into an agreement with the office of the commissioner of insurance for collection of the assessments. Each health plan that voluntarily agrees to supply this information shall pay the assessments on or before December 1. All payments of assessments shall be deposited in the appropriation under s. 20.435 (4) (1) (hg) and may be used solely for the purposes of s. 153.05 (6r).

**SECTION 10.** 153.65 (1) of the statutes is amended to read:

153.65 (1) The department may, but is not required to, provide, upon request from a person, a data compilation or a special report based on the information collected by the department. The department shall establish user fees for the provision of these compilations or reports, payable by the requester, which shall be sufficient to fund the actual necessary and direct cost of the compilation or report. All moneys collected under this subsection shall be credited to the appropriation under s. 20.435 (4) (1) (hi).

**(END)**

DAK:Wlj:

D-NOTE

To Sue Gablonsky<sup>^</sup>  
= = =

¶ This redraft makes a technical change  
=

to s0500.135(2)(c),<sup>^</sup> states<sup>o</sup> It makes no other

change<sup>s</sup>  
^

DAK

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-0316/2dn  
DAK:wlj:pg

December 1, 2004

To Sue Jablonsky:

This redraft makes a technical change to s. 50.135 (2) (c), stats. It makes no other changes.

Debora A. Kennedy  
Managing Attorney  
Phone: (608) 266-0137  
E-mail: [debora.kennedy@legis.state.wi.us](mailto:debora.kennedy@legis.state.wi.us)

## Kennedy, Debora

---

**From:** Jablonsky, Sue  
**Sent:** Monday, December 06, 2004 2:17 PM  
**To:** Kennedy, Debora  
**Subject:** FW: FW: LRB Draft: 05-0316/2 Transfer Bureau of Health Information



LRB Draft 0316.doc

-----Original Message-----

**From:** Daggett, Cynthia  
**Sent:** Monday, December 06, 2004 12:06 PM  
**To:** Jablonsky, Sue  
**Subject:** Re: FW: LRB Draft: 05-0316/2 Transfer Bureau of Health Information

Attached are the Department's comments on the BHI transfer language.

>>> Jablonsky, Sue 12/03/04 01:15PM >>>

-----Original Message-----

**From:** Greenslet, Patty [mailto:Patty.Greenslet@legis.state.wi.us]  
**Sent:** Thursday, December 02, 2004 11:27 AM  
**To:** Jablonsky, Sue  
**Cc:** Johnston, James; Hanaman, Cathlene; Haugen, Caroline; Merry-Mason, Monica  
**Subject:** LRB Draft: 05-0316/2 Transfer Bureau of Health Information

Following is the PDF version of draft 05-0316/2.

LRB Draft 0316/1dn – Transfer Bureau of Health Information

We have since received draft 0316/2n, but since the second draft made a change to Chapter 50 only, our comments still apply.

✓ There were two questions from the drafter:

1. I deleted the reference in s. 153.60(1) to “the amount in the appropriation account under s. 20.435(1)(dg), 1997 stats.,” because I assume it is obsolete. Please let me know if it is not obsolete

Correct, the reference is obsolete. Please correct as you indicated.

2. I made a technical correction to s. 20.435(1)(gm) to clarify that not all fee revenue under ch. 69 is deposited into the appropriation account under s. 20.435(1)(gm)—fee revenue under s. 69.22(1m) is deposited into the appropriation accounts under s. 20.433(1)(g) and (h).

This change should not be made. Fees from the sale of original and copies of birth certificates are collected in DHFS, and a portion of the revenues, based on statutory language in Chapter 69, are transferred to the Department of Administration and then forwarded to the Child Abuse Neglect and Prevention Board.

??  
This is the reasoning for making the change.

### 3. Other Requested Changes

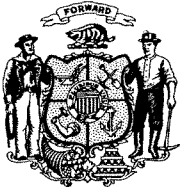
Page 2, Line 6—As stated above, please do not make this change to s. 20.435(1)(gm).

Page 4 lines 2 through 16—Please delete except for 153.60(1) on line 2. Please start with 153.60(1) with the portion of line 17 “The department shall work together with the department of regulation and licensing to develop a mechanism for collecting assessments from health care providers other than hospitals and ambulatory surgery centers in a manner specified by department rule. The department no longer collects hospital data making the language requested to be deleted obsolete.

?? This language does not concern hospitals – only providers other than hospitals and ASCs

→ DAK called Sue Jambousky 2/7; received permission to talk to Cindy Daggett.

DAK spoke w/ Cindy Daggett 12/7; she agreed that changes requested for # 2, and 3, above need not be made



State of Wisconsin  
2005 - 2006 LEGISLATURE

LRB-0316/2  
RLR/DAK:wlj/pg1

3

DOA:.....Jablonsky, BB0031 - Transfer Bureau of Health Information

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

RMR

D-note

DO NOT GEN

1 AN ACT ...; relating to: appropriations concerning vital statistics and health care  
2 information.

---

*Analysis by the Legislative Reference Bureau*

**HEALTH AND HUMAN SERVICES**

**OTHER HEALTH AND HUMAN SERVICES**

This bill moves from the Division of Health Care Financing to the Division of Public Health several appropriations to DHFS related to the collection of vital statistics and the collection and analysis of health care information.

---

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

3 SECTION 1. 20.435 (1) (gm) of the statutes is amended to read:  
4 20.435 (1) (gm) *Licensing, review and certifying activities; fees; supplies and*  
5 *services.* The amounts in the schedule for the purposes specified in ss. 146.50 (8),  
6 250.05 (6), 252.23, 252.24, 252.245, 254.176, 254.178, 254.179, 254.20 (5) and (8),

254.31 to 254.39, 254.41, 254.47, 254.61 to 254.88, and 255.08 (2) and ch. 69, for the purchase and distribution of medical supplies and to analyze and provide data under s. 250.04. All moneys received under ss. 146.50 (5) (f) and (8) (d), 250.04 (3m), ~~250.05 (6)~~, 252.23 (4) (a), 252.24 (4) (a), 252.245 (9), 254.176, 254.178, 254.181, 254.20 (5) and (8), 254.31 to 254.39, 254.41, 254.47, 254.61 to 254.88, and 255.08 (2) (b) and ch. 69, other than s. 69.22 (1m), and as reimbursement for medical supplies shall be credited to this appropriation account.

INS 2-71 → SECTION 2. 20.435 (4) (gm) of the statutes is amended to read:

20.435 (4) (gm) *Health services regulation and vital statistics*. The amounts in the schedule for the purposes specified in ~~chs. 69 and ch.~~ 150. All moneys received under ~~ch. 69 and~~ s. 150.13 shall be credited to this appropriation account. ~~From the fees collected under s. 50.135 (2), \$334,800 in fiscal year 2003-04 and \$338,200 in fiscal year 2004-05 shall be credited to this appropriation account.~~

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 3. 20.435 (4) (hg) of the statutes is renumbered 20.435 (1) (hg).

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 4. 20.435 (4) (hi) of the statutes is renumbered 20.435 (1) (hi).

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 5. 20.435 (6) (jm) of the statutes, as affected by 2003 Wisconsin Act 33, is amended to read:

20.435 (6) (jm) *Licensing and support services*. The amounts in the schedule for the purposes specified in ss. 48.685 (2) (am) and (b) 1., (3) (a) and (b), and (5) (a), 49.45 (47), 50.02 (2), 50.025, 50.065 (2) (am) and (b) 1., (3) (a) and (b), and (5), 50.13, 50.135, 50.36 (2), 50.49 (2) (b), 50.495, 50.52 (2) (a), 50.57, and 50.981 and subch. IV

of ch. 50 and to conduct health facilities plan and rule development activities, for accrediting nursing homes, convalescent homes, and homes for the aged, to conduct capital construction and remodeling plan reviews under ss. 50.02 (2) (b) and 50.36 (2), for the demonstration projects under 2003 Wisconsin Act 33, section 9124 (2) (a), and for the costs of inspecting, licensing or certifying, and approving facilities, issuing permits, and providing technical assistance, that are not specified under any other paragraph in this subsection. All moneys received under ss. 48.685 (8), 49.45 (47) (c), 50.02 (2), 50.025, 50.065 (8), 50.13, 50.36 (2), 50.49 (2) (b), 50.495, 50.52 (2) (a), 50.57, 50.93 (1) (c), and 50.981, all moneys received from fees for the costs of inspecting, licensing, or certifying, and approving facilities, issuing permits, and providing technical assistance, that are not specified under any other paragraph in this subsection, and all moneys received under s. 50.135 (2), ~~less the amounts credited to the appropriation account under sub. (4) (gm),~~ shall be credited to this appropriation account.

**SECTION 6.** 50.135 (2) (c) of the statutes is amended to read:

50.135 (2) (c) The fees collected under par. (a) shall be credited to the ~~appropriations~~ appropriation account under s. 20.435 (4) ~~(gm)~~ and (6) (jm) as ~~specified in those appropriations~~ for licensing, review and certifying activities.

**SECTION 7.** 153.05 (6m) of the statutes is amended to read:

153.05 (6m) The department may contract with the group insurance board for the provision of data collection and analysis services related to health maintenance organizations and insurance companies that provide health insurance for state employees. The department shall establish contract fees for the provision of the services. All moneys collected under this subsection shall be credited to the appropriation under s. 20.435 (4) (1) (hg).



1           **SECTION 8.** 153.60 (1) of the statutes is amended to read:

2           153.60 (1) The department shall, by the first October 1 after the  
3 commencement of each fiscal year, estimate the total amount of expenditures under  
4 this chapter for the department and the board for that fiscal year for data collection,  
5 database development and maintenance, generation of data files and standard  
6 reports, orientation and training provided under s. 153.05 (9) (a) and maintaining  
7 the board. The department shall assess the estimated total amount for that fiscal  
8 year, less the estimated total amount to be received for purposes of administration  
9 of this chapter under s. 20.435 (4) (1) (hi) during the fiscal year, and the  
10 unencumbered balance of the amount received for purposes of administration of this  
11 chapter under s. 20.435 (4) (1) (hi) from the prior fiscal year ~~and the amount in the~~  
12 ~~appropriation account under s. 20.435 (1) (dg), 1997 stats., for the fiscal year, to~~  
13 health care providers, other than hospitals and ambulatory surgery centers, who are  
14 in a class of health care providers from whom the department collects data under this  
15 chapter in a manner specified by the department by rule. The department shall  
16 obtain approval from the board for the amounts of assessments for health care  
17 providers other than hospitals and ambulatory surgery centers. The department  
18 shall work together with the department of regulation and licensing to develop a  
19 mechanism for collecting assessments from health care providers other than  
20 hospitals and ambulatory surgery centers. No health care provider that is not a  
21 facility may be assessed under this subsection an amount that exceeds \$75 per fiscal  
22 year. All payments of assessments shall be credited to the appropriation under s.  
23 20.435 (4) (1) (hg).

24           **SECTION 9.** 153.60 (3) of the statutes is amended to read:

153.60 (3) The department shall, by the first October 1 after the commencement of each fiscal year, estimate the total amount of expenditures required for the collection, database development and maintenance and generation of public data files and standard reports for health care plans that voluntarily agree to supply health care data under s. 153.05 (6r). The department shall assess the estimated total amount for that fiscal year to health care plans in a manner specified by the department by rule and may enter into an agreement with the office of the commissioner of insurance for collection of the assessments. Each health plan that voluntarily agrees to supply this information shall pay the assessments on or before December 1. All payments of assessments shall be deposited in the appropriation under s. 20.435 (4) (1) (hg) and may be used solely for the purposes of s. 153.05 (6r).

**SECTION 10.** 153.65 (1) of the statutes is amended to read:

153.65 (1) The department may, but is not required to, provide, upon request from a person, a data compilation or a special report based on the information collected by the department. The department shall establish user fees for the provision of these compilations or reports, payable by the requester, which shall be sufficient to fund the actual necessary and direct cost of the compilation or report. All moneys collected under this subsection shall be credited to the appropriation under s. 20.435 ~~(4)~~ (1) (hi).

**(END)**

**2005-2006 DRAFTING INSERT**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-0316/3ins  
RLR:.....

1

**Ins 2-7:**

\*\*\*\*NOTE: This is reconciled s. 20.435 (1) (gm). This SECTION has been affected by  
drafts with the following LRB numbers: 0316/2 and 0347/1.J

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-0316/3dn

RLR: J:...

WLY

Sue Jablonsky

This draft reconciles LRB-0309/3, LRB-0316/2, LRB-0347/1, and LRB-1649/3. All four drafts should continue to appear in the compiled bill.

Robin Ryan  
Legislative Attorney  
Phone: (608) 261-6927  
E-mail: robin.ryan@legis.state.wi.us

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-0316/3dn  
RLR:wlj:ch

January 26, 2005

Sue Jablonsky:

This draft reconciles LRB-0309/3, LRB-0316/2, LRB-0347/1, and LRB-1649/3. All four drafts should continue to appear in the compiled bill.

Robin Ryan  
Legislative Attorney  
Phone: (608) 261-6927  
E-mail: robin.ryan@legis.state.wi.us

## TELEPHONE DRAFTING INSTRUCTIONS

Drafting instructions received by Debora Kennedy.

DATE:

2/3/05

CONVERSATION  
WITH:

Sue Galloway

OF:

DOA

TELEPHONE NO:

REGARDING LRB #  
OR DRAFT TOPIC:

- 0316

INSTRUCTIONS:

Fix 20.435(1)(gm) - just  
ref. to s. 20.05(6) shd. be stricken



(TODAY, if possible)  
State of Wisconsin  
2005 - 2006 LEGISLATURE

LRB-0316/\$ 4  
RLR/DAK:wlj:cb

D-NOTE

DOA:.....Jablonsky, BB0031 - Transfer Bureau of Health Information  
FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

Do Not Gen

1 AN ACT ...; relating to: appropriations concerning vital statistics and health care  
2 information.

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*Analysis by the Legislative Reference Bureau*

**HEALTH AND HUMAN SERVICES**

**OTHER HEALTH AND HUMAN SERVICES**

This bill moves from the Division of Health Care Financing to the Division of Public Health several appropriations to DHFS related to the collection of vital statistics and the collection and analysis of health care information.

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*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

3 SECTION 1. 20.435 (1) (gm) of the statutes is amended to read:

4 20.435 (1) (gm) *Licensing, review and certifying activities; fees; supplies and*

5 *services.* The amounts in the schedule for the purposes specified in ss. 146.50 (8),

6 ~~250.05 (6)~~, 252.23, 252.24, 252.245, 254.176, 254.178, 254.179, 254.20 (5) and (8),

254.31 to 254.39, 254.41, 254.47, 254.61 to 254.88, and 255.08 (2) and ch. 69, for the purchase and distribution of medical supplies and to analyze and provide data under s. 250.04. All moneys received under ss. 146.50 (5) (f) and (8) (d), 250.04 (3m), ~~250.05 (6)~~, 252.23 (4) (a), 252.24 (4) (a), 252.245 (9), 254.176, 254.178, 254.181, 254.20 (5) and (8), 254.31 to 254.39, 254.41, 254.47, 254.61 to 254.88, and 255.08 (2) (b) and ch. 69, other than s. 69.22 (1m), and as reimbursement for medical supplies shall be credited to this appropriation account.

\*\*\*\*NOTE: This is reconciled s. 20.435 (1) (gm). This SECTION has been affected by drafts with the following LRB numbers: 0316/2 and 0347/1.

**SECTION 2.** 20.435 (4) (gm) of the statutes is amended to read:

20.435 (4) (gm) *Health services regulation and vital statistics*. The amounts in the schedule for the purposes specified in ~~chs. 69 and ch.~~ 150. All moneys received under ~~ch. 69 and~~ s. 150.13 shall be credited to this appropriation account. ~~From the fees collected under s. 50.135 (2), \$334,800 in fiscal year 2003-04 and \$338,200 in fiscal year 2004-05 shall be credited to this appropriation account.~~

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

**SECTION 3.** 20.435 (4) (hi) of the statutes is renumbered 20.435 (1) (hi).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

**SECTION 4.** 50.135 (2) (c) of the statutes is amended to read:

50.135 (2) (c) The fees collected under par. (a) shall be credited to the appropriations appropriation account under s. 20.435 (4) ~~(gm)~~ and (6) (jm) as ~~specified in those appropriations~~ for licensing, review and certifying activities.

**SECTION 5.** 153.05 (6m) of the statutes is amended to read:

153.05 (6m) The department may contract with the group insurance board for the provision of data collection and analysis services related to health maintenance



1 organizations and insurance companies that provide health insurance for state  
2 employees. The department shall establish contract fees for the provision of the  
3 services. All moneys collected under this subsection shall be credited to the  
4 appropriation under s. 20.435 (4) (1) (hg).

5 **SECTION 6.** 153.60 (1) of the statutes is amended to read:

6 153.60 (1) The department shall, by the first October 1 after the  
7 commencement of each fiscal year, estimate the total amount of expenditures under  
8 this chapter for the department and the board for that fiscal year for data collection,  
9 database development and maintenance, generation of data files and standard  
10 reports, orientation and training provided under s. 153.05 (9) (a) and maintaining  
11 the board. The department shall assess the estimated total amount for that fiscal  
12 year, less the estimated total amount to be received for purposes of administration  
13 of this chapter under s. 20.435 (4) (1) (hi) during the fiscal year, and the  
14 unencumbered balance of the amount received for purposes of administration of this  
15 chapter under s. 20.435 (4) (1) (hi) from the prior fiscal year ~~and the amount in the~~  
16 ~~appropriation account under s. 20.435 (1) (dg), 1997 stats., for the fiscal year, to~~  
17 health care providers, other than hospitals and ambulatory surgery centers, who are  
18 in a class of health care providers from whom the department collects data under this  
19 chapter in a manner specified by the department by rule. The department shall  
20 obtain approval from the board for the amounts of assessments for health care  
21 providers other than hospitals and ambulatory surgery centers. The department  
22 shall work together with the department of regulation and licensing to develop a  
23 mechanism for collecting assessments from health care providers other than  
24 hospitals and ambulatory surgery centers. No health care provider that is not a  
25 facility may be assessed under this subsection an amount that exceeds \$75 per fiscal

**SECTION 6**

1 year. All payments of assessments shall be credited to the appropriation under s.  
2 20.435 (4) (1) (hg).

3 **SECTION 7.** 153.60 (3) of the statutes is amended to read:

4 153.60 (3) The department shall, by the first October 1 after the  
5 commencement of each fiscal year, estimate the total amount of expenditures  
6 required for the collection, database development and maintenance and generation  
7 of public data files and standard reports for health care plans that voluntarily agree  
8 to supply health care data under s. 153.05 (6r). The department shall assess the  
9 estimated total amount for that fiscal year to health care plans in a manner specified  
10 by the department by rule and may enter into an agreement with the office of the  
11 commissioner of insurance for collection of the assessments. Each health plan that  
12 voluntarily agrees to supply this information shall pay the assessments on or before  
13 December 1. All payments of assessments shall be deposited in the appropriation  
14 under s. 20.435 (4) (1) (hg) and may be used solely for the purposes of s. 153.05 (6r).

15 **SECTION 8.** 153.65 (1) of the statutes is amended to read:

16 153.65 (1) The department may, but is not required to, provide, upon request  
17 from a person, a data compilation or a special report based on the information  
18 collected by the department. The department shall establish user fees for the  
19 provision of these compilations or reports, payable by the requester, which shall be  
20 sufficient to fund the actual necessary and direct cost of the compilation or report.  
21 All moneys collected under this subsection shall be credited to the appropriation  
22 under s. 20.435 (4) (1) (hi).

23 (END)

D-NOTE

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-0316/3dn 4

~~RLR:wlj~~

DAK:wlj:

~~January 26, 2005~~

Sue Jablonsky:

*continues to reconcile*

This draft ~~reconciles~~ LRB-0309/3, LRB-0316/2, LRB-0347/1, and LRB-1649/3. All four drafts should continue to appear in the compiled bill.

Robin Ryan  
Legislative Attorney  
Phone: (608) 261-6927  
E-mail: robin.ryan@legis.state.wi.us

DAK

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-0316/4dn  
DAK:wlj:pg

February 3, 2005

Sue Jablonsky:

This draft continues to reconcile LRB-0309/3, LRB-0316/2, LRB-0347/1, and LRB-1649/3. All four drafts should continue to appear in the compiled bill.

Debora A. Kennedy  
Managing Attorney  
Phone: (608) 266-0137  
E-mail: [debora.kennedy@legis.state.wi.us](mailto:debora.kennedy@legis.state.wi.us)



State of Wisconsin  
2005 – 2006 LEGISLATURE

LRB-0316/4  
RLR/DAK:wlj:pg

DOA:.....Jablonsky, BB0031 – Transfer Bureau of Health Information

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3 s. 250.04. All moneys received under ss. 146.50 (5) (f) and (8) (d), 250.04 (3m), ~~250.05~~  
4 ~~(6)~~, 252.23 (4) (a), 252.24 (4) (a), 252.245 (9), 254.176, 254.178, 254.181, 254.20 (5)  
5 and (8), 254.31 to 254.39, 254.41, 254.47, 254.61 to 254.88, and 255.08 (2) (b) and ch.  
6 69, other than s. 69.22 (1m), and as reimbursement for medical supplies shall be  
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15 chapter under s. 20.435 (4) (1) (hi) from the prior fiscal year ~~and the amount in the~~  
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23 (END)